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RESPONSE UNDER 37 CFR 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 2800

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

First Named

Inventor : Jason P. Brenden

Appln. No. : 10/619,802

Filed : July 15, 2003

Title : VOICE COIL MOTOR POWER AMPLIFIER

Docket No. : V44.12-0155

Group Art Unit: 2816

Examiner:
Wells, Kenneth B.

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RESPONSE AFTER FINAL

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This is in response to the Office Action mailed on January 25, 2005. Pending in the present application were claims 1-11 and 13-23. The Office Action allowed claims 1-9 and 23; objected to claims 14-21 as being dependent upon a rejected base claim; and rejected claims 10, 11, 13 and 22 as being anticipated by the prior art. Applicant believes the present application containing claims 1-11 and 13-23 is in condition for allowance, and respectfully requests reconsideration and notice to that effect.

Applicant acknowledges a phone conference between its counsel, Dina M. Khaled and Examiner Kenneth B. Wells and on Friday, February 25, 2005. Applicant argued that claim 10 was patentable over the cited prior art, but nevertheless proposed an amendment of claim 10. Examiner Wells did not consider the amendment because the last Office Action was made final and such amendment would necessarily require a new search. Rather, Examiner Wells suggested that Applicant file a Response to the Office Action putting forth its arguments for patentability of the claims. This Response follows.